

SENATE BILL 1636

By Campfield

AN ACT to amend Tennessee Code Annotated, Title 43;
Title 44; Title 53 and Title 67, relative to the sales
and use tax exemption for agricultural products.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-6-301(a)(2), is amended by designating the existing language as subdivision (2)(A), by adding the following language to be subdivision (2)(B) and by redesignating the existing subdivisions (a)(2)(A) and (B) as (a)(2)(A)(i) and (ii):

(B) As used in subdivision (a)(1), unless the context otherwise requires, "sale directly from a farmer or nurseryman," also includes, but is not limited to, the sale of farm or nursery products directly from a farmer to a consumer at any location that is not subject to regulation under the Retail Food Store Inspection Act of 1986, compiled in title 53, chapter 8, part 2.

SECTION 2. Tennessee Code Annotated, Section 67-6-301, is further amended by adding the following new language, to be designated as subsection (d):

(d) As used in the section "farm or nursery products" includes, but is not limited to, fruits, vegetables, nuts, grains, fungi, cured and uncured meats that are prepared on the farm derived from livestock or poultry that is raised by the farmer, and "nonpotentially hazardous foods" as that term is defined in § 53-8-117 that include one (1) or more ingredients that meet the definition of "farm or nursery products".

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to all sales of agricultural products made on and after that day.